

THE CONDUIT CASE  
COMES UP TODAY

City Retains F. S. Richards  
Assist in Fight for Water  
Rights.

DENIES CLAIMS OF  
PROGRESS COMPANY

Answer Is Filed Asking That  
Company Be Restrained  
From Interfering.

The application of the Progress company for an injunction pendente lite to restrain Salt Lake City from using the waters of Big Cottonwood Creek in the new conduit will be heard before Judge C. W. Morse in the District court today.

The Waterworks committee of the City Council, Mayor Thompson and City Attorney Ogden Hiles held a meeting yesterday afternoon and decided to retain Attorney Franklin S. Richards to represent Judge Hiles in defending the city's position. It was decided to pay him a retainer fee of \$500, and his full compensation will be agreed upon later. This action was unanimously ratified by the Council last night.

of the city to the suit of the American company. The answer denies the preexistence of any rights in Big Cottonwood creek belonging to the Progress company, and denies that that company furnished water to Murray City from Big Cottonwood creek. It denies that the city has diverted any water belonging to the company.

As a counter claim the city sets out that it has a present necessity for use of the water. It is further asserted that the city has bought and acquired rights to the exclusive use of the water of the creek, and that it has spent \$25,000, or thereabouts, in constructing a main and acquiring its rights. It also denies that the city has any interest

The answer asserts that the city is entitled to the water rights in the creek in the first six months in the year and the water rights for the other six months in the year. That this entitles it to eighty-second of water flowing at the intake of the creek at high water and thirteen seconds at low water.

The city also sets up its occupancy and possession of the water rights at the Progress company's action was commenced. In conclusion the city demands that the company be required to set in detail the nature of the water rights it claims, that these rights be adjudicated by the court.

The contention will be made by the city that the Progress company's rights, if it has any, are in Spring creek, a tributary of Big Cottonwood creek, and not in the latter creek. The contracts, which the city purchased its rights attached to and made part of the answer.

## BOARD OF EDUCATION

### Bond Issue Action Postponed for Further Investigation.

As the members of the Committee on School Law deemed it advisable to make further investigation in regard to the matter of issuing the proposed \$250,000 school bonds, no action was taken on the proposition at the adjourned session of the Board of Education.

tion last night. It is expected that the committee will make its recommendations at the next regular meeting.

By a resolution submitted by the Committee on Buildings and Grounds and adopted at the meeting, the members from the Second precinct were asked to suggest a name for the new schoolhouse in the Poplar Grove addition, and the members from the Third precinct were requested to suggest

Oakley addition. These suggestions are to be acted on at the next Fall meeting of the board.

D. W. Parratt, supervisor of manual training, was granted a leave of absence of two weeks to attend the meetings of the department of superintendence at Chicago, February 27 and 28. Leave of absence was granted to Miss Winifred Rees for the remainder of the present school year, and Mrs. Louise Gallaher was released from the terms of her contract.

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stock for sale at 50 cents. W. W.  
Byrne, Manager, Kenyon hotel.

**Sensational Gold Values Uncovered**  
Near Rose's Wells.  
Special to The Tribune.  
RHYOLITE, Nev., Feb. 18.—Another sensational strike has been made on the Susie group of claims, three miles east of Rose's Wells, on the Las Vegas-Tonopah railway.  
An eight-inch ledge, one foot from the grass roots, has been uncovered, which assays \$4299.20 in gold and silver. The ledge has been

exposed for a distance of twelve miles and shows a widening tendency with depth. On claims adjoining similar ore has been discovered which assays \$867.80. The ore is a granulated quartz and cement resembling the rich ores of Western Australia.

**BALL AT THE ARMORY**  
First Regiment Entertains in Honor of Governor and Legislators.  
A ball in honor of Governor and his staff and the members of the legislature at the armory.

evening by the First Regiment National Guard. The governor's presence in full uniform. The attendance was large. Music was rendered by the recently organized First Regiment band. Although the band has been in existence for less than three months, it gave a

the legislature and their wives were  
attendance, and the occasion was an  
joyable one.

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